

**ST. MARY'S COUNTY
BOARD OF COUNTY COMMISSIONERS' MEETING
Tuesday, August 20, 2013**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Todd B. Morgan
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
Dr. Rebecca Bridgett, County Administrator
Sharon Ferris (Recorder)

CALL TO ORDER

Commissioner President Russell called the business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

APPROVAL OF MINUTES

Commissioner Jones moved, seconded by Commissioner Morris, to approve the minutes of August 6, 2013, as amended. Motion carried 5-0.

COUNTY ADMINISTRATOR

1. Draft Agenda for August 27, 2013. There will be no meeting September 3, 2013.
2. **St. Mary's County Public Library** (*Kathleen Reif, Director*)

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Certification for Cooperative Local-State Library Aid Programs for FY2014, which conforms to the State and County's funding Allocation for FY2014. Motion carried 5-0.

3. **Sheriff's Office** (*Erin K. Shoemaker, Fiscal Manager*)

(Captain Daniel Alioto)

Commissioner Morris moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Equitable Sharing Agreement and Certification Report, from the Department of the Treasury, on behalf of the St. Mary's County Sheriff's Office. Motion carried 5-0.

(Captain Edward Willenborg)

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize the Sheriff's Office to execute the Maryland Highway Safety Office Grant for Sobriety Checkpoints, DUI Patrols and Smooth Operator award in the amount of \$35,700 from the Maryland State Highway Safety Office and to authorize Commissioner President Russell to execute the budget amendment reducing the budget by \$1,300 to be consistent with the grant award. Motion carried 5-0.

(Corporal William Raddatz)

Commissioner Morris moved, seconded by Commissioner Morgan, to approve and accept the Sex Offender Registration, Project MD1446, from the Department of Public Safety and Correctional Services on behalf of the St. Mary's County Sheriff's Office in the amount of \$30,000 and authorize Commissioner President Russell to execute the related budget amendment to increase the project budget by \$2,800. Motion carried 5-0.

4. Department of Aging and Human Services (*Lori Jennings-Harris, Director*
Peggy Maio, Fiscal Supervisor)

(*Alice Allen, Manager Senior Center Operations*)

Commissioner Jarboe moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the Revised NGA for the FY2013 Nutrition Service Incentive Program Grant Award, Project US1306, from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services, to provide meals to our Seniors in the amount of \$39,162 and the related budget amendment to decrease the project budget by \$9,855. Motion carried 5-0.

(*Debbie Barker, Senior I & A Manager*)

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Senior Medicare Patrol Notification of Grant Award, Project US1461, from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services in the amount of \$4,564 and the related budget amendment to increase the project budget by \$415 and restore the \$304 in County Funds to the BOCC Emergency Reserve Account since the grant funds came in higher. Motion carried 5-0.

5. Department of Public Works and Transportation (*George Erichsen, Director;*
Zane Rettstatt, Project Engineer)

Commissioner Morgan moved, seconded by Commissioner Jones, to approve and authorize Commissioner President Russell to execute the DNR FY15 Waterway Improvement Fund Application for St. Jerome Creek, Southern Prong, as presented by staff in the amount of \$77,500. Motion carried 5-0.

6. Department of Recreation and Parks (*Brian Loewe, Director*)

(Debra Pence, Museum Division Manager)

Commissioner Morgan moved, seconded by Commissioner Morris to approve and authorize Commissioner President Russell to execute the Letter of Amendment for the FY2012 Maryland Heritage Areas Authority Grant Agreement for the Piney Point Lighthouse Museum and Historic Park Enhancement Project #RP1203. Motion carried 5-0.

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the Letter of Amendment for the FY2011 Maryland Heritage Areas Authority Grant Agreement for the Three Notch Trail Phase VI Project PA1101. Motion carried 5-0.

Commissioner Jarboe asked that additional security precautions be taken along Three Notch Trail. He suggested video surveillance in parking lots that feed the trail, the Charlotte Hall Library and the Northern Senior Center.

7. County Administrator (*Dr. Rebecca Bridgett*)

The appointment to Boards, Committees or Commissions was postponed until a later date.

PUBLIC HEARING: REQUEST TO AMEND COMPREHENSIVE WATER AND SEWERAGE PLAN FOR THE NORRIS WOODS SUBDIVISION, 45567 NORRIS ROAD, LEXINGTON PARK

Commissioner Russell opened the public hearing at 10:00 am.

Present: Phil Shire, Director, Dept. Land Use and Growth Management (LUGM)
David Chapman, Capital Facilities Planner, LUGM

Notice of Public Hearing was published in The Enterprise Newspaper on August 2 and 9, 2013, adjacent property owners were notified via mail and signs were posted on the property. Staff is recommending that the sewer service category on service area map IV-42 be changed from S-6D to S-3D to allow public sewer to accommodate the proposed residential subdivision known as Norris Woods Subdivision. The subject property is in the Lexington Park Development District and the Marlay-Taylor Water Reclamation Facility has capacity to accommodate the 44-lot subdivision.

Commissioner Russell opened the public hearing for public comments.

Public Comments. *(Comments as noted below are intended as highlights of testimony given and are not verbatim.)*

Dr. Gary Lohman, 21995 Barkentine Ct., Great Mills, MD

- Asked if the subdivision was going to be 22 or 44 lots – he has heard both
- Asked if consideration had been given to the number of people possibly living in the homes
- Expressed concern with impact of traffic on Norris Rd and the safety of the intersection at Norris Rd. and Buck Hewitt (strange angle at intersection)
- Concerned about storm water management in the area

Commissioner President Russell closed the public hearing for public comments noting that the record will remain open for an additional 10 days for public comment then closed the public hearing at 10:20 am.

**DEPT. OF LAND USE AND GROWTH MANAGEMENT: NORTH COUNTY
TOWN CENTERS MASTER PLAN UPDATE**

Present: Phil Shire, Director, Dept. of Land Use and Growth Management

The 2010 Comprehensive Plan includes a section concerning town center concept land use and requires that master plans be written for all five town centers (Charlotte Hall, New Market, Mechanicsville, Hollywood and Piney Point).

Mr. Shire provided an outline of steps to be taken in developing the North County Town Center Plan noting that one of the first initiatives of the Planning Commission would be the formation of a Resident and Technical Advisory Group to provide input to the Planning Commission. The anticipated timeframe for the plan to be presented to the Board of County Commissioners is the March-April 2014 timeframe; however, the timeframe may change if the Lexington Park Development Plan is not completed as expected.

Commissioner Jarboe suggested that instead of incorporating Charlotte Hall, New Market and Mechanicsville Town Centers into one Master Plan, that they be addressed individually. He asked that a Master Plan be developed for the Charlotte Hall Town Center first.

Commissioner Jarboe moved, seconded by Commissioner Morris, that the Board of County Commissioners request the St. Mary's County Planning Commission to initiate the formulation of a North County Town Center Plan, beginning with Charlotte Hall, as an amendment to the St. Mary's County Comprehensive Plan. Motion carried 5-0.

DEPT. OF LAND USE AND GROWTH MANAGEMENT: PROPOSED TEXT AMENDMENTS

(1) TO CLARIFY ADEQUATE PUBLIC FACILITIES REQUIREMENTS FOR ROADS IN DESIGNATED DEVELOPMENT DISTRICTS AND TOWN CENTERS

Present: Phil Shire, Director, Dept. of Land Use and Growth Management

Mr. Shire explained the standard measures for road adequacy noting that many of the County's roads are starting to fail. The Charlotte Hall area is failing and new smaller projects in that area cannot be approved unless they have traffic mitigation authority. Staff is recommending amendment of Chapter 285 of the *Code of St. Mary's County* to clarify the adequate public facilities requirements for roads in town centers. This amendment would allow developers of projects in town centers to mitigate their own traffic.

Commissioner Jarboe indicated he thought this was premature, that "adequate public facilities" was in the Zoning Ordinance for a reason and suggested no action on this until the Charlotte Hall Master Plan is completed.

Commissioner Morris wanted assurance that this amendment would impact only commercial projects.

Commissioner Jones moved, seconded by Commissioner Morgan, to direct staff to proceed with the scheduling of a public hearing on the proposed text amendment. Motion carried 3-2. Commissioners Jarboe and Morris voted nay.

TO CLARIFY THE EXEMPTION OF SMALL NON-RESIDENTIAL DEVELOPMENT FROM ADEQUATE PUBLIC FACILITIES REQUIREMENTS

Present: Phil Shire, Director, Dept. of Land Use and Growth Management

The proposed amendment exempts all site plans for non-residential developments containing less than 5,000 square feet of floor area from adequate public facility requirements. Mr. Shire explained that this amendment would apply to new stand-alone projects not additions to existing projects.

Commissioner Morgan moved, seconded by Commissioner Jones, to direct staff to proceed with the scheduling of a public hearing on the proposed text amendment. Motion carried 4-1. Commissioner Jarboe voted nay.

MOTION TO ADJOURN AS BOARD OF COUNTY COMMISSIONERS

Commissioner Morgan moved, seconded by Commissioner Jarboe, to adjourn as the Board of County Commissioners and reconvene as the St. Mary's County Board of Health. Motion carried 5-0.

BOARD OF COUNTY COMMISSIONERS SITTING AS THE ST. MARY'S COUNTY BOARD OF HEALTH

Present: Meenakshi Brewster, M.D., M. P. H. Health Officer
Daryl Calvano, Director, Environmental Health
Tracy Kubinec, Deputy Health Officer
Libby Blair, Director, Health Promotion & Community Services
Melanie Gardiner, Director, Public Health Preparedness & Response

Dr. Brewster explained all the components that make up the public health system and the Health Department's initiatives to promote health throughout the County. Topics discussed were infectious diseases, Bay Restoration Fund/Clear Water Campaign, Affordable Care Act implementation, and County health improvement processes.

Once again, the Health Department, in conjunction with the public school system, will provide school-based flu vaccine clinics that allow students (with parental consent) to receive a vaccination. Private schools are also being invited to participate in this program. The Public Health preparedness team monitors illness throughout the world and reports any new viruses.

Dr. Brewster explained the Affordable Care Act and how it will be implemented in St. Mary's County. Health care priorities for the County that the Health Department will be addressing during the year are: obesity, tobacco exposure, behavioral health, and access to care.

Mr. Calvano explained the Health Department's new clean water campaign to enlighten the public on new septic system requirements to decrease the nitrogen flowing into the Chesapeake Bay deposited by septic systems. He provided information on Bay Restoration Fund grants available to offset the cost of the new septic system required for new or failing systems. Grant award amounts vary; property owners with incomes of less than \$300,000 are entitled to 100% funding (50% if more than \$300,000), businesses/estates are limited to 50% funding, and non-profit organizations are entitled to 100% funding.

Commissioner Jones asked that the Health Department ensure that non-profit organizations are aware of grant availability.

MOTION TO RECONVENE AS BOARD OF COUNTY COMMISSIONERS

Commissioner Jones moved, seconded by Commissioner Morgan, to adjourn as St. Mary's County Board of Health and reconvene as the Board of County Commissioners. Motion carried 5-0.

COMMISSIONER'S TIME

The Commissioners highlighted events of the past week.

The Commissioners paused for a moment of silence in memory of Moneta Jo Strickland who was murdered on the Three Notch Trail.

ADJOURNMENT

Commissioner Russell adjourned the Board of County Commissioners meeting at 12:30 pm.

Minutes Approved by the Board of County Commissioners on _____

Sharon Ferris, Senior Administrative Coordinator (Recorder)